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Baltimore. Mayor.
The Mayor's message and reports of the city officers, made to the City Council of Baltimore

MESSAGE

OF

HON. THOMAS SWANN, MAYOR,

MAYOR'S OFFICE—CITY HALL,
Baltimore, June 16th, 1859.

To the Honorable the Members of the
First and Second Branches of the City Council:

GENTLEMEN:—

It affords me great pleasure to transmit herewith the final report of Brantz Mayer, Thomas L. Emory and William S. Peterkin, Esqrs., agents of the city of Baltimore's interest in the estate of the late John McDonogh, appointed by an ordidinance of this city, approved May 28th, 1858.

It will be perceived by this exhibit, that the entire debts and legacies have been paid, and the cash, bills receivable, &c., &c., standing to the credit of our city, amounts at this time, to the large sum of $503,661 06, which with the property unsold, will increase this amount to a total aggregate of say $660,000.

The Commissioners say in their report "Baltimore will ultimately receive upwards of $660,000 clear of all charges."

I congratulate the Council upon a result, so much more favorable than had been anticipated, ensuring the prompt construction of a noble Institution, destined to contribute so largely to the benefit of our citizens in all time to come.

Much credit is due to the agents of the City of Baltimore, for the faithful, energetic and satisfactory manner in which they have discharged the trust confided to them.

As the documents connected with this report, are all important in the final liquidation of the estate, I respectfully suggest that they be deposited with the Comptroller for safe keeping.

With great respect,

Your obedient servant,

THO: SWANN, *Mayor.*

FINAL REPORT

OF

Brantz Mayer, W. S. Peterkin and T. L. Emory,

AGENTS OF THE M'DONOGH ESTATE.

NEW ORLEANS, May 30th, 1859.

To the Honorable the Mayor and
City Council of Baltimore:

GENTLEMEN:—

The undersigned, Agents of the city of Baltimore for the receipt, sale and liquidation of Baltimore's interest in the estate of the late John McDonogh, appointed by an ordinance of our city, approved May 28th, 1858, beg leave to report that they met in New Orleans, at the end of December, 1858, to discharge the duties of their important trust

On the 30th of June, 1858, the chairman of the Finance Committees of the New Orleans Councils presented themselves at the office of the estate, for the purpose of taking possession of the titles, books, papers and plans of the estate belonging to New Orleans, and to act for her "in that portion of the estate belonging to said city, and *to co-operate with the Agents of Baltimore in taking care of and managing that portion of the estate undivided between the cities.*"

At that meeting, Messrs. T. G. Hunt, Flechier and Coudrain were present on the part of New Orleans, as members of the old

Board of Agents and Commissioners; Baltimore was represented in the same Board, by Mr. Emory, the resident agent of our city, (as the season was too advanced to allow the presence of his colleagues;) and the Finance Committee of the New Orleans Councils was present by Messrs. Magioni and Landry, its chairman.

The book of minutes of the Board, discloses the following proceedings on that occasion:

"The Commissioners on the part of New Orleans declared that the titles and other papers were in charge of the Secretary in the office, and that they were ready to deliver them up at once to the chairman of the Finance Committee, on their giving a receipt for the same; that some of the titles embraced property that had been divided between the cities, and that it was not practicable, at this time, to deliver up separate and distinct titles, to the city of New Orleans, for the several portions allowed to her by the partition: and that the Commissioners of New Orleans, therefore, delivered up all the titles and other papers called for, as they may be found in the office. The Commissioners for New Orleans then withdrew, and the chairman of the Finance Committees of the Common Councils of New Orleans, assumed their office towards the estate under the ordinance of their city."

In view of this state of the administration under the joint board of the General Estate, and the incomplete manner in which it was closed, by the mere substitution of the Finance Committees' chairman, for the former Commissioners, we met those officers for the transaction of business, after another member of the Finance Committee was authorized to unite with them in administration:—and, finally, in order to prevent all doubt as to our action, we took the written opinion of Mr. Roselius, counsel of Baltimore, employed under a resolution of our City Council. It is as follows:

"I have carefully examined and considered the questions submitted in your letter of the 25th instant, and have now the honor of transmitting my opinion thereon:

"First:—There can be no doubt that the joint administration ceased on the 30th of June, as far as the property which had been divided by the judgment of partition is concerned; and that, to that extent, your duties as Agents of Baltimore under the

ordinance of 1855, were at an end. But, it is equally clear that your powers, derived from the appointment under that ordinance, continued in full force with regard to the administration of the property which was continued to be held jointly;—as to that part of the property, the joint administration necessarily continued under the powers originally delegated to you. I can perceive no incompatibility in this respect, between the provisions of the two ordinances,"—(those of Baltimore of 1855 and 1858). The fact that the Finance Committee was directed to act in lieu of the former Commissioners, can have no influence on the solution of the question under consideration.

"Secondly:—It follows as a necessary consequence from the opinion just expressed, on the first point, that you are authorized to pay the expenses and charges of the joint administration until it ceases by the partition of the joint property, either by sale, or, in kind." "C. ROSELIUS."

"P. S.—When I use the words, '*expenses and charges*,' I, of course, refer to the salaries of the Agents of Baltimore, Secretary of the Joint Board, Superintendent of slaves, and all other expenditures, incidental to the joint administration of the property, still held in common. C. R." See exhibits A, B.

To this opinion and action, the city of New Orleans has not objected through the members of the Finance Committee cooperating with us in the Board, and we have adjusted the accounts of the General Estate of John McDonogh on its basis.

The state of indivision of portions of the real estate as reported by the experts in 1857, has proved the *necessity* of the continuance of a joint action, with regularly delegated, co-equal, administrative powers from both cities. This necessity, however, was ended by bringing all the undivided property into market at public auction, and its sale in the present month.

Again—by the advice of our counsel, early after the inception of our duties in 1855, we urged on the city authorities of New Orleans the adjustment of our tax account, alleging that but half the amount of tax charged was actually due, inasmuch as New Orleans owned one-half the property assessed, and of course could not tax herself. This view was resisted. A suit was brought by the city attorney, and the principle he contended for was *not* sustained by the courts. Still, the tax account was

not settled on our arrival in the last winter; nor was it until March of the present year—(after a question had arisen between *two* different city attorneys as to their respective rights to collect it from us)—that we finally arranged it amicably with our colleagues of the Finance Committee.

The equitable principles of adjustment adopted, saved us from large demands for interest and attorneys fees, and have probably enabled us, in this way, to add several thousand dollars to the Educational Fund of the McDonogh Institute.

Again. None of the slaves belonging to this estate had yet been sent to Africa, or disposed of here, according to the provisions of Mr. McDonogh's will, or the recommendation of the experts in 1857. The period of their servitude prescribed by the will has not yet expired, and consequently, as long as they continued in our charge, there would be need of joint administration.

Under the liberal power given us by our ordinance of 1858, we considered it our duty to release these negroes as soon as possible, so as to enable most of them, in the prime of their lives, to commence their efforts of independent labor either in Africa or here. Accordingly, we resolved to send as many of them to Africa as we could now command, or had not determined to leave in the United States. In compliance with the will of Mr. McDonogh, the joint board addressed a letter to the American Colonization Society at Washington, stating our readiness to deliver up to it a considerable number of these slaves to be sent by them to Liberia, and received a satisfactory reply. Under this arrangement, forty-one of the negroes, departed for Africa in the ship Rebecca, bound for the port of Monrovia, on the 27th of March, 1859. By contract, the Colonization Society pays three-fourths of the charter and bonus to the Captain, amounting, for *the whole* engagement, to fifteen hundred dollars.

In addition the to ship's provisions, the cities, through the joint Board, thought proper to add a few extras for the comfort of the negroes. We supplied the mechanics with tools, and the laborers with agricultural implements; and as there were several women and young children in delicate health—whom it would, otherwise, have been necessary to retain here *and support for two years more*—we engaged a young physician, at a very

small salary, to accompany the emigrants and superintend them during the voyage. We added a few hundred dollars to be distributed by the colonial agents, soon after their arrival, among these people, so as to prevent their suffering in any way before they can establish themselves in homes, or obtain the means of livelihood in Africa.

The liberated negroes, sent in this vessel, are to become, we believe, objects of peculiar care and interest to the Colonization Society, to which, you are aware, Mr. McDonogh has bequeathed a legacy amounting to nearly $90,000. The precise arrangements for their reception and protection in Africa, have not been made known to us, but we are induced to hope and believe that the trust confided to the Society by its benefactor, will be faithfully fulfilled in regard to his servants. Our joint action in this matter, and the assent of the Colonization Society to our acts, will be seen by the exhibits hereto annexed marked C.

There are fifteen negroes who are hired with the Allard place, which was assigned in the partition in 1857 to the city of Baltimore. Leased with the land in 1855, they are bound to serve the lessee till the expiration of his term in October, 1860. The property has been sold by us subject to this lease. At the end of this term, we propose sending all of them to Africa; and will then, also dispatch Pierre, a boy who ran off on the day of the ship's departure, but has since been recovered; and Emeline and her children, who were too ill to be put on ship board for such a voyage. They have been hired out until then by direction of the Joint Board, so as to prevent their becoming a charge to the cities.

The report of the experts in 1857, recommended that some of these slaves should be allowed to remain here. Accordingly, in conformity with the spirit of our ordinance, and as the laws of Louisiana do not allow us to manumit them absolutely in this State, we have determined to leave the following named in New Orleans, under the safeguards that will be thrown around them by our counsel, through official and recorded acts. First:—George Colquhoun, a faithful man, married to a free colored woman, and formerly the personal servant of Mr. McDonogh. He has served the estate with great fidelity since the death of his master, and, by his industrious habits, is regarded worthy the favor he re-

quested. Second: Ellen, a respectable woman, wife of Jules Dupeyre, a free colored man of Algiers, opposite this city. Her husband is well able to take care of her, and as she was recommended by the experts, we did not consider it proper to separate her from her husband, who was unwilling to go. Third: Two orphan children, very young, without protectors or parents among the other slaves sent to Africa, who would be entirely without the guardianship suitable to their years, either on the voyage or in Africa. Their mother was a blind woman, who wandered off two or three years ago and has never been heard of, though every proper effort has been made to recover or gain intelligence of her. Fourth: Fanny, wife of James Thornton, a free man of color, who had been manumitted by Mr. McDonogh. Her five children are left with her; and her husband is a man of ample means and ability to take care of her and them. Still, care will be had to protect the individual rights which each of the family derives from the liberality of the cities. Fifth: Caroline, and her three children, also, recommended to the cities by the experts, as persons "with ties binding them to this locality, which it would be gross inhumanity to rend assunder." We concurred with the experts, and allowed them to remain. Sixth: Three very aged men, old and faithful servants of Mr. McDonogh, too feeble for a life of new adventure in Africa, and too decrepit even for work in Louisiana. New Orleans has united in sanctioning our suggestion to put a fund aside for their comfortable support during the short time they have probably to live.

By a vote of the Joint Board it was resolved, that such arrangements should be made with the persons whom it is proposed shall become the *quasi* owners of the time and services of these colored people, until the 28th of October, 1865, (when their term of servitude expires under the will,) as will, not only maintain the *statu liberi* which is their present right under that document, and ensure their present protection and liberation in 1865, either in Africa or in a free State of this Union, but also assure to each the wages they may have earned by virtue of these arrangements, as a means of starting in the world when released from servitude. All these agreements in their behalf are to be made before a Notary of this city, so as to become recorded acts. The young are thus provided with faithful guardians;

the able bodied secured in their labor and its avails; the old and decrepit furnished with home and food; and, while all are justly protected, the cities are released from their charge, in the humane spirit of Mr. McDonogh's will. See exhibit hereto annexed marked D.

After the departure of the slaves on the 27th of April, we still had to effect the joint sales of the *undivided* real estate owned in the fourth district of this city and in some of the country parishes. The real estate produced a larger return by about thirty-three per cent., than we anticipated at the time of the partition in 1857. The principal body of land of the *undivided* portion was then valued at $50,000, and realized over $74,000.

At a meeting of the joint board on the 20th of May, [a full report of which is contained in exhibit D]—it will be seen that all the arrangements for the colored people were confirmed: that provision was made, (in conformity with the resolution of our City Council passed in 1858), to remove the remains of Mr. McDonogh from the swamp where they lie, to Baltimore, and to erect a suitable tomb and memorial; and finally, it was unanimously resolved that this joint administration should end on the 31st day of May, 1859, and all the books, papers, accounts, &c., &c., of the "General Estate of John McDonogh," and its administration hitherto, be deposited in the vault of the office of the City Treasurer of New Orleans; subject at all times, to the examination of the properly authorized officers and Agents of Baltimore and New Orleans. (See exhibit D.)

The duty of the undersigned, *under the ordinance of* 1858, was to sell and liquidate this estate after its reception from the Commissioners and Agents of the two cities. From what we have already said, it will be seen that much of our action has necessarily been limited to the closing of the General Estate, and the simultaneous disposal of the property divided in 1857 by the experts. In the disposal of the *undivided* property and real estate, we co-operated with the Finance Committee of New Orleans, while the *divided* property was exclusively in our control. As a preliminary measure, in order to verify forever in Louisiana our powers under our ordinance, and to place on record, for future reference, the authority we have to sell and liquidate Baltimore's

interest in this estate, on the 25th of January, 1859, we passed an Act of Deposit of an authenticated copy of the ordinance approved 28th of May, 1858, in the office of Hilary B. Cenas, Esq., a Notary Public of New Orleans. The ordinance, accordingly is duly recorded, and is certified in every act of sale since made by us in this city.

Early in January we made a contract with Mr. DeArmas, a skillful surveyor and draftsman, to make plans, from surveys, of every piece of property owned separately by Baltimore in the parishes of Orleans and Jefferson, and in the three districts of this city. These plans, which are not usually made in Baltimore for auction sales, are here, not only common but indispensable. No sale, no matter how trifling, takes place without them; and they are considered as adding to the means of advantageous disposal. As they involve care, accuracy and neatness, and, in cases like ours, are only valuable if perfectly reliable, they are of course somewhat expensive; but we are persuaded that in this instance they have been made as economically as possible, and probably for a thousand or fifteen hundred dollars less than the same service was performed for an equal amount of property for New Orleans. Now, that all the sales are completed and the deeds made, we have not heard of a single error.

Similar plans were ordered and made for us, exhibiting the country property in the parishes of St. Bernard, Livingston, St. John the Baptist, St. James and Iberville, and in other outlying districts. These were prepared by William S. McCulloh, Esq., formerly of Baltimore, now United States Surveyor General of Louisiana. They were furnished at even more moderate rates than the city plans, and being made from Government Surveys are of assurred accuracy. By these plans we acquired the best knowledge of the value of our property, and were enabled to bring it into the market with infinitely more satisfaction than if we had relied on the description of title papers alone, or the chance examination of purchasers. Our experience in the sales convinces us that we could not have made them without the plans; or, at least, that our city's share would not have yielded so large a return. By diligence on our own part, and constant attention to the draftsmen, all the requisite plats were in our hands early in February.

We found that, before our arrival, New Orleans had resolved to offer her *divided* property *by districts* in the city, and on very liberal terms, namely: One-fifth cash, and the balance in equal instalments on a credit of one, two, three and four years, with six per cent. interest, secured by mortgage, insurance, &c., &c. These liberal terms were considered attractive in the present state of the money market. On consultation with well informed men, we found this city's terms approved; and accordingly, adopting them, we resolved, at due intervals, to offer in the course of the spring, *the whole* of Baltimore's interest at auction. As quickly as the plats were furnished us, we drew up the descriptions and advertisements for each piece in each district. Thus, we were enabled to offer the real estate in the first district of New Orleans, on the third of March and that in the second and third districts on the 17th of March. The sales in the Parishes of St. Bernard, Orleans, Jefferson, &c. followed rapidly, on the 28th of March; those in Livingston and elsewhere in April; and the whole were closed by the *joint sales,* by the two cities, of *undivided* property, in May.

It affords us great pleasure to report, that the terms offered, and the season we were fortunate enough to select, have even more than realized our expectations. New Orleans and the State of Louisiana were unusually prosperous; money was abundant; investments difficult to be had at the usual high rates of interest; so that the offer of the McDonogh estate, comprising property of every kind—from a granite banking house to a wooden shanty—seems to have kindled the notice of small purchasers as well as of speculators and capitalists, to the value of land in all quarters of this opulent city and its neighborhood. In fact, it seems to have aroused the attention of intelligent people *to the future* of New Orleans as well as *the present*—to which, unfortunately, it has been their habit to circumscribe their views. The increasing trade, population and connections of the metropolis, appear to justify the most sanguine of those who have invested in this property, and may be an augury of the realization of some of the theories in Mr. McDonogh's will, which have hitherto been considered as visionary.

The accounts of these sales will be found in the exhibits hereto Annexed, marked, Nos. 1, 2, 3, 4, 5, 6, 7, &c.

These accounts (with our share of the expropriated property conveyed by us to New Orleans by deed, and amounting to $34,066 94) exhibit a *net* amount, clear of our commissions as agents of Baltimore, of $728,366 46.

We have still on hand, unsold, various properties, which at about the appraised value in 1857, exclusive of interest, we regard as worth $160,000: this, added to the realized portion, gives a total of $888,366 46, and shows a handsome surplus of $156,000, independently of our commissions, over the valuation of our share in 1857.

The *gross* sales of the estate on the four years credit, including what remains undisposed of, exhibit a total of $918,715 06. The appraised value of our *divided* share was $704,440, and, of our *undivided* share, $28,400; making a sum of $732,840, which, if deducted from $918,715 06, leaves a balance of $185,875 06, towards paying all the liabilities of Baltimore on account of this estate. If we estimate them at about $250,000, and credit our city for what we have received for rents, &c., since partition, we shall have the gratification of finding that Baltimore will ultimately receive upwards of $660,000, clear of all charges; or, not much less than the appraisement of our entire share in 1857. This, practically, amounts to a liquidation of the estate—a payment of all its debts, legacies and liabilities for about 10 per cent. on its valuation two years ago.

We had numerous applications for the responsible office of Auctioneer for such an estate, and various bids as to commissions chargeable for the service. We inquired carefully before bestowing the trust, and gave the appointment to Mr. N. Vigine, assisted by Mr. G. De Feriet, both of whom had been already chosen by the Mayor and City Council of New Orleans, in conjunction with Mr. J. B. Walton, to sell her share of the estate. Messieurs Vigine and De Feriet, have performed their duty to our satisfaction. For a similar service, New Orleans pays these gentlemen a commission of two-and-a-half per cent. jointly with Mr. Walton: but, by our agreement, and in consideration of *our* performing all the duties necessary for the preparation of the sales, dividing and sub-dividing the property, writing advertisements, attending to the accurate ascertainment of measure-

ments, and all the office labor,—they, consented to sell Baltimore's share for a commission of one-half of one per cent. on the gross amount of sales, and one-fourth of the customary return to auctioneers from printers on advertisements. Two per cent. have thus been saved to our city on their commissions, and twenty-five per cent. on the advertising.

We beg leave to say to your honorable body, that the additional task assumed by us was not only onerous, but absorbing, requiring our activity in its accomplishment, night and day, during nearly four of the six months we have recently passed in New Orleans.

We, therefore, respectfully ask, that one-half of this saving to Baltimore, viz: one per cent. on the amount of the auctioneer's sales, shall enure to us as a just compensation for the labor—outside of our administrative duties– which we have performed with entire fidelity, and with great economy of time and money in the final realization of this large property.

We hope we may be pardoned for observing that our management has received, on all sides, the commendation of those persons in New Orleans whose approval is most desirable. This approval is a source of just pride to ourselves individually, and we trust its announcement to you will not be considered unacceptable.

We beg leave to refer to exhibit E, being a letter from Mr. Vigine on this subject to which we desire your careful attention.

We have, only in a single instance, exercised the power to sell at private sale, given by the third clause of the second section of the ordinance of 1858. The property known as the Orleans Theatre, taken by Baltimore rather reluctantly, with the library and theatrical properties, &c., in the partition of 1857, at a valuation of $50,000, was never particularly desirable as a secure investment, especially in the hands of a distant corporation. The edifice and its appendages were old and out of repair. It was difficult to obtain insurance on them, even at high rates, while the income, though presently good, depended on the permanence of the Opera in that quarter of the city. Efforts were often making to establish a new Opera house in a more fashionable part of New Orleans; and, at the same time, we found an opinion very prevalent among well informed persons,

that little, if any competition would be made, *at public sale*, against the present management, or those who were willing to acquire the property for it. By some it was supposed that the partition price might be obtained, while others, equally familiar with the Theatre, considered forty or forty-five thousand dollars a liberal price, in the present condition of the property. Besides this, the section of the town in which it is situated is considered unprogressive and remote from the business centres. Under these circumstances, we held it to be our duty to sell at private rather than public sale, if we could obtain an eligible offer. Accordingly, we engaged a broker to negotiate, and effected a sale which realizes for the property $10,500 in cash, $11,130 in one year, $11,760 in two years, $12,390 in three years, $13,020 in four years, or, in all fifty-eight thousand eight hundred dollars, as will appear by exhibit No. 1, among the "statements of sales."

Only two subjects of litigation remain unfinished, and, in both cases, the actions have *lately* been commenced by *attaching the property of the estate in our hands.*

The *first* is a suit by the city of New Orleans against the city of Baltimore, to recover one-half of one hundred thousand dollars, which were voted by the Councils of this city in 1850, as fees to four counsel, for the maintainance of Mr. McDonogh's will, but *without the assent or subsequent concurrence of the city of Baltimore.* Mr. Roselius, our counsel, has given an unqualified opinion against the right of New Orleans to recover in this case, as well as against the probability of her success.

The *second* case is on a claim by the lessee of the Allard place, *against the two cities*, for the taking by New Orleans of a portion of the grounds leased to him in 1855, for a public park, which had been laid out on that spot, prior to the commencement of his tenure. If any damages are recovered for this, in all likelihood they will be small.*

The petitions in these actions are hereto annexed, marked, exhibits F and G

By a resolution of our City Council at its September meeting last year, we were authorized to remit three thousand dollars to the Register of Baltimore, to be distributed by him among the

* Since the above Report was written,—this suit has been decided in our favor.

heirs of the late Mrs. Jane Hammett, a sister of Mr. McDonogh. By his will, made in 1838, he bequeathed to her personally the sum of six thousand dollars, which, as she died before him, became a lapsed legacy. Upon the petition of the heirs last year, our Council, with becoming liberality, thought fit to pay the heirs of this lady one-half of the legacy nothwithstanding its lapse; and we are happy to inform you that the Councils of New Orleans, with equal generosity and justice, have joined us in remitting the other half to our Register to be distributed among Mrs. Hammett's descendants.

The judgment for $100,000 obtained last year by Francis Pena against New Orleans and Baltimore, has been paid in full. This claim, it will be remembered, arose from a will or testamentary paper bequeathing that sum to the plaintiff, which was not produced until more than six years after the testator's death. The Agents and Commissioners of the general estate resisted the demand strenously; but the Supreme Court sustained the document on the ground that it was irresistible, because it was proved to be entirely in Mr. McDonogh's handwriting, though the plaintiff had failed to show how he obtained it, or why it was so long withheld from the executors and the board. The amount due by us with interest on the 9th of March was $43,600, and we regret to say that the plaintiff, (though a beneficiary of this estate, to a very unexpected amount,) refused to release the judgment—which he had recorded in the Mortgage office—even temporarily, so as to enable us to give titles to purchasers in our first sale, and thus supply us with money to pay him. This ungenerous and needless act might have given us serious inconvenience, had it not been for the prompt, spontaneous liberality of Mr. James D. Denegre, President of the Citizens' Bank, who immediately desired us to check on his bank in favor of our city, and repay at our convenience.

We consider it due to this gentleman that Baltimore should not only be apprized of his liberal act, but that we should embrace this public opportunity to return him our thanks in a report to the authorities of the city he so generously aided.

Mr. Denegre's uncompensated accommodation enabled us to complete our acts of sale under the laws of Louisiana, and, in a few days, we returned him the temporary loan, and deposited

the other avails of the sale in the Citizens' Bank, where we have also lodged all the mortgage notes for collection as they fall due in the ensuing four years. The schedules setting forth these notes and their disposition are hereto annexed marked exhibit H, and in the "statements of sales."

The legacies by Mr. McDonogh to the American Colonization Society at Washington, and to the society for the relief of destitute Orphan boys, of New Orleans were adjusted, as has been made known to you by the report of the experts who partitioned the estate, in 1857. This report was confirmed by the Supreme Court of Louisiana in 1858, and the legacies or annuities to the two societies fixed by law;—that to the Society for the relief of destitute Orphan boys, being $84,230 27, and a like sum, to the American Colonization Society. Very soon thereafter, a payment on account of these awards, was made by the Board of Agents and Commissioners of the General Estate to each society, leaving a balance still due to both of them. This balance, ($39,615 13 to each,) was paid by us, partly in cash and partly in mortgage notes, derived from our sales, on the 28th of May, 1858. Previous to payment, we found a question still pending between these societies and ourselves, as to whether *interest* was due on the gross amount of the balance of the award, or whether the *annuities* were still payable until that balance was liquidated. To avoid litigation, with the advice of our counsel, we submitted the point to Judge Spofford, lately of the Supreme Court, and to the Hon. Randell Hunt, both of whom were quite familiar with the case, the former having heard it while on the bench, and the latter having argued the partition cause before him, as counsel for the city of New Orleans. Their decision awards the annuity *instead* of interest; and by computation, it was found to amount to $3,273 90 for each society, as the sum payable by Baltimore. It has been paid by us in cash;—but, in order to realize a sufficient sum to liquidate this and all other indebtedness previous to our departure, we have been obliged to have several of our first year mortgage notes, derived from our sales, discounted.

These transactions will fully appear in the accounts hereto annexed marked exhibits H and I.

It has been one of our main endeavors—as we are confident it

would have been yours—to ascertain every just claim against Baltimore's share of this estate. In so scattered, sub-divided, and diversified a property, these, you will easily comprehend, must have been numerous. There were abundant demands for all sorts of taxes, repairs, paving, damages, and the various other cancers that eat into and finally consume large estates that are considered public property. We aimed, therefore, if possible, to rid our share of debt, and to sell it at once. Both of these objects, we believe, are substantially accomplished. We know of no liabilities of any consequence unliquidated, or, that may not be embraced in our *final* account, without materially altering the financial statements we furnish you. All of the real estate has been sold, except the large tracts in the parishes of Iberville and St. James, and a few scattering lots, the sales of which at auction were not complied with by the purchasers within the stipulated time. The Iberville property, owned by you, is extremely valuable. It was offered for sale, but competition for it was paralysed by a combination. It was supposed that we were either *obliged* to sell, or could be *tempted* to sell, in order to close the estate, even at a sacrifice. The combination was anxious to buy at its own rates, and sub-divide at the minimum rate at which the property could be acquired. Much the same course was pursued in regard to the property in the parish of St. James; and, accordingly, we have determined to withhold these valuable estates from the market, with the earnest recommendation that you will not order us to sacrifice a property, which, according to reliable information, is among the most desirable in Louisiana. The estate in Iberville is valuable for its land as well as its extraordinarily good timber; while the property in the parish of St. James, is mainly worthy of preservation for its wood. We have taken care to appoint a person in the neighborhood of these estates, who, during our absence, will attend to the subject of taxation, and preserve the timber from waste and spoliation.

Vouchers are submitted herewith for all the payments made by us, according to the general account marked H, and are enclosed in the package marked K. The amounts received from the sales of our city's share are shown by that account.

Authenticated copies of all our "acts of sale" or deeds, are

also herewith handed to you, it being considered by us adviseable that Baltimore should have them, not only for reference, but to supply the loss of the *originals* in New Orleans, which, though unregistered, are *by law* left in the Notaries offices, none of which are public buildings, or fire proof. These *originals* are now in the offices of Messieurs Cenas, Gottschalk, Magner, Barnett and Bouny.

The four duties imposed on us by our ordinance of 1858, are to receive, administer, sell and liquidate Baltimore's share of this estate, and we respectfully submit these statements, with the accompanying documents and accounts, to your honorable body, as a report of our stewardship to the end of May, 1859.

We have the honor to be, your obedient servants,

BRANTZ MAYER,
WM. S. PETERKIN.
THOS. L. EMORY.
Agents of Baltimore, &c. &c.

MEMORANDUM.

Since our report dated at New Orleans 30th of May, 1859, we have paid some further claims against the estate, as will appear in "supplementary account H," dated 3d of June, accompanied by vouchers.

In this account the balance of assets on hand in cash and bills receivable, amounts to five hundred and three thousand six hundred and sixty-one dollars and six cents, now standing to the credit of the Agents of Baltimore, in the collection and deposit book with the Citizens' Bank of Louisiana, which are herewith submitted for your examination.

WM. S. PETERKIN.
BRANTZ MAYER.

BALTIMORE, June 15th, 1859.

NEW ORLEANS, May 28th, 1859.

To the Honorable the Mayor
and City Council of Baltimore:

GENTLEMEN:

On the 30th of June, 1858, Mr. Emory who was the only

resident and acclimated representative of Baltimore in New Orleans, (his colleagues being necessarily absent in consequence of the advanced state of the season,) appointed Mr. Sinnott clerk of Baltimore's share of the estate. This, he begs leave to state was done by him after consultation with the counsel of Baltimore, and under the supposition that the general estate's joint administration would be terminated. It was his intention that the clerk should have a fair and liberal compensation, but not to the extent of his former salary. This appointment was not made known, at the time, to his colleagues, Messrs. Mayer and Peterkin, nor was it was approved by them when informed of it. Mr. Sinnott was apprised of their dissent by letter from Mr. Emory from Baltimore.

As the joint administration of the general estate, according to the already recited opinion of Mr. Roselius could not be terminated as was expected, Mr. Sinnott continued to act as Secretary, and has received his salary from the two cities, at the rate of the original contract. Besides this, the two cities voted him a compensation of $1,000 each—that of Baltimore being given by a resolution of our Councils on the 30th of September, 1858—for his "services in the transfer and present custody of Baltimore's share of the estate."

Mr. Sinnott asserts his right to another salary under the appointment of Mr. Emory, claiming that the duties of Secretary for the general estate, and of clerk for Baltimore, under Mr. Emory's appointment, were separate contracts, and retains $1,666 66 in his hands, out of rents belonging to Baltimore collected hy him as clerk.

By this appointment, Mr. Emory had no intention whatever of confering two salaries on Mr. Sinnott, and, as the undersigned and the counsel for Baltimore by no means concur with him in this construction of his rights, we shall institute a suit for the money which he declines paying without a receipt in full for his collections. Mr. Roselius has given his opinion decidedly against this claim.

Very respectfully, your obedient servants,

BRANTZ MAYER.
THOS. L. EMORY,
WM. S. PETERKIN.

State of Louisiana, city of New Orleans, set:

Be it remembered, That on this 30th day of May, A. D. 1859, in the city of New Orleans, personally appeared before me, (a duly authorized commissioner of deeds of the State of Maryland, for this city,) Brantz Mayer, William S. Peterkin and Thomas L. Emory, Agents of Baltimore for the receipt, administration, sale and liquidation of Baltimore's share of the McDonogh Estate, and, being duly sworn, made oath that the facts contained in this report are true. In testimony whereof, I have hereto set my hand and seal of office, on the day and year above written.

SEAL.

WALTER H. PETERS,
Commissioner for the State of Maryland,
in New Orleans, Louisiana.

EXHIBITS.

EXHIBIT A.

NEW ORLEANS, March 25th, 1859.

Hon. CHRISTIAN ROSELIUS, *Counsellor at Law*
(of Counsel for the city of Baltimore:)

DEAR SIR:—

The undersigned, Agents of the city of Baltimore for the McDonogh Estate, beg leave to enclose for your perusal, a copy of the ordinance of said city, passed on the 28th of May, 1858, and of the proceedings of the last meeting of the Board of the Commissioners and Agents of New Orleans and Baltimore for the administration of the General Estate of John McDonogh, on the 30th of June, 1858. You are aware of the provisions of the ordinance of the two cities, under which the Board acted up to that period.

Upon these papers we desire your opinion in writing, at your earliest convenience, for our government as to our duties, responsibilities and rights, in closing the joint administration of the General Estate of John McDonogh, in the undivided property, joint lands, slaves, titles, &c., &c., with the city of New Orleans.

First: Under the terms of the record of the meeting on the 30th of June, 1858, did the duties of the Agents of Baltimore cease—*ipso facto* at that time? Were said Agents of Baltimore still continued in power, responsibility and rights, under the first ordinance of Baltimore passed in 1855, or does section 17 of Baltimore's ordinance of the 23d of May, 1858, repeal all our powers and rights, so as not to substitute us under our first commission, in co-operation with the Finance Committee of the New Orleans Councils, which took possession on the part of that city on the 30th of June, 1858, and, by a sub committee, has since acted jointly with us.

Second: If you are of opinion that the board under the ordi-

nances of the cities of 1858, was not *finally dissolved* on the 30th of June, 1858, and that the Finance Committee of New Orleans was *merely substituted for the former Commissioners of that city, to co-operate with us in joint administration*, consequently that our powers, &c., still continue, we desire to know whether we are entitled to pay the salaries or charges of all the officers and employees under the old board and by virtue of the first ordinance, and also to what period, and under which ordinance.

We are, sir, very respectfully,
Your obedient servants,

BRANTZ MAYER,
W. S. PETERKIN,
THOS. L. EMORY.
Agents of the City of Baltimore.

EXHIBIT B.

Extract from the Book of Minutes.

NEW ORLEANS, Wednesday, June 30, 1858.

A meeting of the board was held this day at one o'clock p. m.

Present—T. G. HUNT, Esq., President, Messrs. Flechier, Coudrain and Emory.

The reading of the minutes of the last meeting was dispensed with.

Messrs. Landry and Magioni, committee of the Common Council of New Orleans, presented themselves to the board, and announced that they had come in pursuance of ordinance No. 3958, of the city of New Orleans, to take possession of the titles, books, papers, and plans of the estate belonging to the city of New Orleans, and to act for the city of New Orleans, in the management of that portion of the estate belonging to said city, and to co-operate with the agents of Baltimore in taking care of and managing that portion of the estate remaining yet undivided between the cities.

The Commissioners declared that the titles and other papers,

were in charge of the Secretary, and in the office, and that they were ready to deliver them up at once to the chairman of the Finance Committee, on their giving a receipt for the same—that some of the titles of the estate embraced property that had been divided between the cities, and that it was not practicable at this time to deliver up separate and distinct titles to the city of New Orleans for the several portions allowed to her by the partition, and that they, the Commissioners, therefore, delivered up all the titles and other papers called for, as they may be found in the office.

The Commissioners for New Orleans withdrew and the chairmen of the Finance Committees of the Common Council of New Orleans assumed their office towards the estate, under the ordinance heretofore mentioned.

[Signed] W. P. SINNOTT, *Secretary.*

EXHIBIT C.

NEW ORLEANS, April 24, 1859.

MR. DENNIS, *Agent of the American Colonization Society, Monrovia:*

DEAR SIR:—

The undersigned, as Agents of the city of Baltimore, co-operating with the authorities of New Orleans, have just delivered to the American Colonization Society, to be sent to Africa, a large number of the slaves of the late John McDonogh. We have anticipated the period fixed in Mr. McDonogh's will for their liberation by about six years. In the prime of their lives, they will thus be enabled to establish themselves and their children successfully in Liberia under the guardianship of your society. The liberal bequest of the deceased to your corporation, will enable you, at small expense, to make them the peculiar object of your care. They will require care, advice, and assistance on their entry into this new sphere of duty and obligations; but we confidently commend them to your protection, being assured that the officers of the society in Washington, have al-

ready drawn your attention to the further prospects of these people. We have fitted them out with all the requisite comforts for their voyage, and with the implements of trade and agriculture, which will enable them at once to become useful.

The slaves who now come by the ship Rebecca do not comprise *all* who are to be sent from this estate. A number are yet detained under contract, from which they cannot be presently released. These, in all likelihood, will be sent to Liberia next year.

We desire to know whether the passengers who arrive in this ship, reach your Colony not only in good health, but in conformity to all the stipulations in their behalf for comfort and good treatment on the voyage, made by us in the agreement with the owners and captain of the Rebecca. We trust the future conduct of these people will win your confidence, and that the testator's benevolent intentions may be justified by their progressive utility and good citizenship in Liberia. For six months at least, we understand, they are to be under your society's protection and supervision. During this period we suppose they will become acclimated; and we shall be glad to hear *at Baltimore*, that they respond in all respects, to our anticipations of their success.

We are, sir, most respectfully,
Your obedient servants,
BRANTZ MAYER,
WM. S. PETERKIN,
THOS. L. EMORY,
Agents of the city of Baltimore
for the McDonogh Bequest.

NEW ORLEANS, April 26, 1859.

MR. PILLMAN, *Superintendant of the slaves of the McDonogh Estate:*

SIR:—You are hereby directed to have the negroes named in the enclosed list on board the ship Rebecca at 3 o'clock, on the 27th instant, at the government wharf. You will be authorized by this letter to employ the most safe and comfortable mode of

conveyance that your judgment suggests, and also to obtain such personal assistance as you may deem necessary or require for the punctual delivery of these negroes.

Your obedient servants,

[Signed,] J. MAGIONI,
On the part of New Orleans.
BRANTZ MAYER,
W. S. PETERKIN,
On the part of Baltimore.

List of the colored people belonging to the McDonogh Estate, to be delivered on board the ship Rebecca, Capt. Carter, at the government wharf, for passage to Monrovia.

1	Narciss, boy aged about	16 years.
2	Little George, son of Sophie	17 "
3	William	48 "
4	Burrell	50 "
5	Betsy, wife of Burrell	32 "
6	Lewis	13 "
7	Young Burrell	8 "
8	Ann	30 "
9	Keziah, her daughter	12 "
10	Temaak	4 "
11	Martha	2 "
12	Baby	5 months.
13	Titi	22 years.
14	Victor	6 "
15	Anna	1 "
16	Peter	30 "
17	Alexander	30 "
18	Gabriel	32 "
19	Flem	50 "
20	Jerry	41 "
21	Dempsey	25 "
22	Sam	31 "
23	Frank	35 "
24	Henry	35 "
25	Kelize	37 "
26	Big John	55 "

27		Victor	44 "
28		Sarah	19 "
29		Little John	35 "
30		Caroline, wife of Little John	33 "
31	her children.	Pierre *	15 "
32		Harriet	12 "
33		Jerome	8 "
34		Elizabeth	6 "
35		Her baby	2 months.
36		Dick	26 years.
37		Julianna	26 "
38	children.	Adele	7 "
39		Pauline	4 "
40		Her baby	9 months.
41		Sophie	40 years.
42		Hannah	60 "

* Ran away on day of vessel's sailing, but has been since recovered.

New Orleans, April 27, 1859.

Dr. George Howe:

Dear Sir:—We intrust you with the medical charge, and general direction of the McDonogh negroes who are to go out in the vessel with you to Monrovia. We have been induced to engage your services on the recommendation of Professor Smith, and have every confidence that you will ensure the comfort of these people, and see to their safe delivery to the agents of the American Colonization Society. The agent indicated to us by Mr. Clarke (counsel of the society here) is Mr. H. W. Dennis, for whom you will find a letter enclosed.

These negroes are of various ages, varying from infancy to sixty years;—a few of them are at present indisposed; but as the majority are in the vigor of life, we trust you will have no difficulty in landing the whole at Monrovia in a state of health which will enable them to resist the ordinary maladies of the coast. Our desire to have these people placed in their new homes under the most favorable auspices, as to bodily condition and proper treatment on the voyage, is the main reason for our engagement of your services. We beg you, therefore, to see, with the aid of the captain of the Rebecca, that order, cleanliness, sobriety and

perfect decorum are preserved in the portion of the ship assigned to them. The unmarried should be kept apart, and the berths assigned to each negro should be retained for their use during the whole voyage. We have put provisions on board for their supply in addition to the food furnished daily by the ship, according to the copy of the charter party herewith enclosed. Of these provisions you will please see to the equitable division among them, from time to time, and in such quantities as you deem proper and wholesome. Upon their arrival in Monrovia, you will cause the *boxes of tools* to be delivered to each man for whom they are marked. The agricultural implements are also to be divided among those who are not *mechanics*, but the period of delivery of all these articles to the people, had better be determined on by you after consultation with Mr. Dennis. A medicine chest, with a liberal supply of drugs, &c. is put on board for the voyage, and whatever remains unconsumed on the passage, you will retain in your charge, and deliver to Mr. Dennis for the use of the people in Africa. Forty-one copies of the Bible (according to the direction of Mr. McDonogh's will) have been sent on board the ship in a box; and if we have not the opportunity to deliver them to the negroes prior to their departure, we desire you to perform this office, and to inform them that the volume of "the Gospel of the Old and New Testament" is given them as a legacy from their late master, "as the most precious of all gifts we have it in our power to give or they to receive." This is the language of his will, and we trust they will adopt the teaching of that holy book, as their constant rule of life in the new homes where they are first of all to enjoy the right of independent labor.

We beg you to impress the influence of your character and advice on these people during the voyage, and to commend them, if you find their conduct meritorious in all respects, to the officers of the Colonization Society in Monrovia. We doubt not that ample provision will be made for their immediate protection and health on their arrival in Africa, but the knowledge you gain of their habits and constitutions will be of great service to the Colonial physicians. We request you, therefore, not to cease your kind vigilance for these people as soon as you reach Monrovia, but to aid the agents of the American Coloni-

zation Society in placing them beneficially in their new scene of action.

We hand you herewith an invoice of agricultural implements, carpenter's and blacksmith's tools, etc., purchased by us for these people, and we add a copy of the charter party, which you will please hand over to Mr. Dennis, with the agricultural implements, etc., on your arrival.

We shall be pleased to hear from you at Baltimore, on the completion of your voyage; and wishing you a speedy one, hope that it may be completed to the satisfaction of all who take an interest in the fate and fortunes of these people.

We have the honor to be
Very respectfully, your obd't serv'ts,
BRANTZ MAYER,
WM. S. PETERKIN,
Agents of the city of Baltimore.

NEW ORLEANS, April 27, 1859.

H. W. DENNIS, ESQ., *Agent American Colonization Society, Monrovia, Liberia.*

DEAR SIR:—

This letter will be presented to you by Doctor George Howe, who proceeds to your port in the ship Rebecca, and in whose charge, as Surgeon, we have placed the emigrants now about sailing in that vessel. Doctor Howe is a young gentleman of intelligence and great respectability, and as such we beg to commend him to your own, and to the kind attention of the people and government of the colony. If Doctor Howe should be in time for the Stevens on her return voyage, and prefer returning to the United States in her, we doubt not that every care will be taken for the promotion of his comfort. Again committing him to your kind and friendly services.

We are very respectfully, dear sir,
WM. S. PETERKIN.
BRANTZ MAYER,
THOS. L. EMORY.
Agents of the city of Baltimore in the McDonogh estate.

NEW ORLEANS, April 27, 1859.

MR. H. W. DENNIS, *Agent American Colonization Society, Monrovia.*

DEAR SIR:—

I refer to my letter of this morning and now write to say that, the cities of Baltimore and New Orleans have placed (since writing) in my hands eight hundred and seventy dollars for the use of these people, which I shall transmit by next mail to Mr. McLain, who will direct you as to its disposition, or you can act according to previous instructions in analogous cases.

It is designed to be appropriated as follows:—

16 Men	$25	each
2 Boys	15	"
8 Women	25	"
16 Children,	15	"

This sum is not designed to be placed in the hands of these people at once, but to meet their necessities from time to time, as soon after their arrival as will be expedient. It is a gift to them from the cities.

Truly, yours,

THOS. ALLEN CLARK.

NEW ORLEANS, April 27, 1859.

CAPT. CARTER, *Ship Rebecca:*

DEAR SIR:—The Agents of New Orleans and Baltimore, have determined, at a late hour, to send a medical gentlemen with the liberated slaves of Mr. McDonogh, on their voyage in your ship Rebecca. Dr. Howe is a gentleman, whose character and conduct will commend him to your best feeling and attention during the trip. We desire him to have a general supervision of the arrangements for these people, as such a course of sanatory precautions will not only preserve the health and order of the negroes themselves, but will add greatly to the comfort of the ship in other respects. We trust that you will give the doctor your cordial co-operation, and that his account of the voyage will be in all respects satisfactory to those who have taken an interest in the welfare of these people. Dr. Howe will show you the

general letter of instructions we have given him, so that there will be no mistake as to the duties we desire him to perform. Being familiar with sea voyages, we see no ground to imagine that there can be any difficulty in carrying out these duties harmoniously.

Wishing you a pleasant voyage,
We are, respectfully,
BRANTZ MAYER,
WM. S. PETERKIN.
Agents of Baltimore.

MEMORANDUM.

New Orleans, April 28, 1859.

The undersigned, counsel of the American Colonization Society of Washington in New Orleans, and acting under the authority of said society by letter, has directed Mr. H. W. Dennis, the Agent of the American Colonization Society in Monrovia: to receive and provide for the forty-one negroes belonging to the estate of the late John McDonogh, which yesterday were shipped on board the ship Rebecca, Captain Carter, bound from this port to Monrovia. These negroes were fitted out with supplies of food for the voyage, clothes, agricultural implements and mechanics tools by the agents of the cities of New Orleans and Baltimore, at the expense of the McDonogh fund belonging to those cities, and in a manner entirely approved by me. They were accompanied by a physician, who was directed to supvervise them in all respects, during the voyage, and to see to their delivery to Mr. Dennis at Monrovia. In addition to this the sum of eight hundred and seventy dollars, was placed in my hands by the agents of the cities, to be distributed (according to instructions in a letter) to Mr. Dennis, as soon after the arrival of these people as will be expedient.

The terms of this shipment and charter are as follows, viz: fourteen hundred dollars passage money and ship stores to the ship; one hundred dollars to the captain upon the faithful delivery of these people and compliance with the charter in all respects; five hundred dollars to the physician for his services,

and a sufficient sum (say about $150) for his expenses to and fro.

Of these sums the American Colonization Society to pay three-fourths of the fourteen hundred dollars and of the bonus of one hundred dollars to the captain, and one-third of the compensation and expenses of the physician.

A copy of my letter of advice to the agent of the society, is hereto annexed; and by the Rebecca I transmitted a sealed letter to Mr. Dennis from the society, the contents of which are unknown to me.

The above is assented to, except that part in relation to one-third of the compensation and expenses of the physician, which is referred to the society.

THOS. ALLEN CLARKE.

[Copy.]

EXHIBIT D.

OFFICE OF "THE GENERAL ESTATE OF McDONOGH,"
New Orleans, May 20, 1859.

Joint Meeting of the Finance Committee of New Orleans, with the Agents for the city of Baltimore.

PRESENT—Messrs. Landry, Magioni, Harrisson, Howell and White. Messrs. Brantz Mayer, Peterkin and Emory.

A communication from Mr. C. Pilman, superintendent of country property and of slaves of the General Estate, asking compensation for services rendered outside of the duties of his appointment was read, and on motion of Mr. Harrisson, the following resolution was adopted:

Resolved, That the sum of one thousand dollars be paid to Mr. Charles Pilman, from the funds of the General Estate for services rendered by him in taking charge of the negroes of the estate, and in preparing them for embarkation to Liberia, and for other services outside of the duties required of him by his original appointment, during the four years which he has been in the service of the estate.

A communication from W. O. Denegre, Esq., attorney at law, in relation to his services rendered in separating the title papers of the real property, accompanied by a bill for $1,000 for said services, was read, when on motion of Mr. Harrison, it was

Resolved, That the sum of seven hundred and fifty dollars be paid from the funds of the General Estate to W. O. Denegre, Esq., for the services rendered by him in separating the title papers, and that the said payment be in full for said services.

On motion of Mr. Mayer, the following resolutions were adopted:

1. *Resolved*, That the aged and decrepit slaves whom the board has not considered it proper to send to Africa, according to the directions of John McDonogh's will, in consequence of their advanced life and infirmities, which render it impossible for them to gain a livelihood for themselves, be maintained hereafter at the expense of a fund from this estate to be equally contributed by both cities, and placed in the hands of J. B. Walton, Esq., Secretary.

2. *Resolved*, That one thousand dollars be and are hereby set aside from the funds of the General Estate, and deposited in bank for the above purpose, and that Mr. Walton, Secretary, be requested to assume the management of the same under the direction of the McDonogh Committee of the New Orleans Council, for the comfort and protection of the infirm and aged slaves; and further, that after their decease, if any portion of said fund shall remain unexpended, it be returned in equal portions to each city; and further, that for his services in this matter and other interests of the General Estate, he be paid one thousand dollars from the joint fund. And be it further resolved, that J. B. Walton, Secretary, and Christian Roselius, Esq., of counsel for Baltimore be and they are hereby authorized and directed to dispose of the unexpired term of years for which George Colquehoun: Fanny, the wife of James Thornton, a free man of color and her five children, now with her; Ellen, the wife of Jules DePeyre, a free man of color; Caroline and her three children, now hired to Mr. D'Orville; and John and Puss, infant children of blind Mary, deceased, now in charge of Mr. Pilman, are bound, according to the will of Mr. McDonogh, to serve the cities his

general legatees—that is from this date to the 28th of October. 1865.

3. *Resolved*, That in so disposing of this unexpired term. Messrs. Roselius and Walton will enter into such arrangements with the persons who will become owners of said negroes' time and services, as will duly secure their humane and comfortable protection, and insure their liberation, either in Africa at the termination of their terms according to Mr. McDonogh's will, or in a free state of this country, and assure to each, in 1865, the wages they may have earned by virtue of said arrangement, as a means of starting in the world when they shall finally be released from servitude in pursuance of the designs of the testator.

4. *Resolved*, That all agreements entered into relative to the negroes mentioned in the two preceding resolutions, be made before a notary of this city, and duly recorded.

5. *Resolved*, That the boy Pierre, aged 14, be hired to J. B. Walton till the 31st of October, 1860, and that he be then sent to Africa, with the slaves belonging to this estate, now leased with the Allard property.

6. *Resolved*, That Emeline, (now hired to Mr. T. L. Emory,) and her three children, at present with her, be continued in Mr. Emory's possession on the same terms, till 31st of October, 1860, and that they be then sent to Africa, with the slaves belonging to this estate, now leased with the Allard property.

7. *Resolved*, That the remains of John McDonogh be transferred to Baltimore, according to his request and the resolutions of the Mayor and City Councils of that city; and that the sum of $4,000 be appropriated from the funds of the General Estate to pay the necessary expenses of removal and the erection of a suitable tomb and monument. And be it further

8. *Resolved*, That the Agents of the city of Baltimore be empowered to perform this duty, and requested to report thereon to the Mayor of this city on the fulfillment of it. And be it further

9. *Resolved*, That the said agents are authorized hereby to receive said sum of $4000 from the joint funds of this estate, and are directed to deposit the amount in a bank of this city, subject to their draft for this purpose as required.

10. *Resolved*, That the joint administration of the General

Estate of the late John McDonogh, by the cities of New Orleans and Baltimore, through the Agents of the latter city, commissioned in 1855, and the Finance Committees of the Common Councils of New Orleans since the 30th June, 1858, be and the same is hereby terminated on the 31st of May, 1859, and that the office furniture be sold at auction and proceeds divided between the cities; and that when the returns of the undivided property be received from the notary and auctioneer, they be entered on the books of the General Estate by Mr. Sinnott.

11. *Resolved*, That all the proceedings of this board since the 30th of June, 1859, be recorded in the Book of Minutes of the Commissioners and Agents of the General Estate of John McDonogh; and further, that all the books, papers, accounts, letter books, plan books, documents, &c., of said General Estate, under the administration of the Commissioners and Agents be placed in the iron safe, and the whole deposited, (with the permission of the city authorities), in the vault in the office of the city treasurer, subject at all times to the examination of the properly authorized officers or agents of Baltimore and New Orleans.

12. *Resolved*, That said iron chest be marked "Estate of John McDonogh," and the keys deposited with the Mayor of the city of New Orleans.

On motion of Mr. Mayer, the following resolution was unanimously adopted:

Resolved, That the account rendered by Mr. Sinnott, Secretary of the General Estate, and referred to Messrs. White and Peterkin for adjustment, be admitted, and that the amount of $1,583 33 for slave hire be stricken out, and that Mr. Sinnott, Secretary, &c., be requested to make up a final statement in order that the balance may be liquidated between the two cities.

On motion of Mr. White, the following resolution was unanimously adopted:

Resolved, That the account of the General Estate be made up by Mr. Sinnott to the 31st of May instant, and when made, be referred to Messrs. Peterkin and White for final adjustment; and further, that full power be and is hereby delegated to them to make a final settlement of the same.

On motion, (no further business being presented,)—the meeting adjourned.

A true copy from the minutes, embracing all the proceedings of the meeting held on the 20th of May, 1859.

J. B. WALTON, *Secretary.*

EXHIBIT E.

NEW ORLEANS, May 25, 1859.

MESSRS. BRANTZ MAYER, W. S. PETERKIN AND THOS. L. EMORY,
Agents of the city of Baltimore.

GENTLEMEN:—

You are aware that for our services as auctioneers (assisted by Mr. J. B. Walton,) for the sale of the McDonogh estate belonging to the city of New Orleans—we are paid a commission of two and a half per cent. on the sales.

The services referred to are for preparing the advertisements, supervision of plans and sub-division of squares and lots and other important details necessary to the proper exposure of the property at auction.

The heavy amount of business I had on hand, including the sale of the New Orleans property, precluded us from other services in regard to your sales, than the actual sale from the stand, at auction, and the influence we could exercise with our various American and French buyers; but in consideration of your assuming the entire labors as detailed above, preliminary to the sale at auction, I agreed, for my services, to charge you a nett one-half of one per cent., and one-fourth of returns for advertisements. My arrangements for the sale of your property, I wish regarded as confidential, as it might give rise to misconception here, in regard to the true value of my services among those who are not aware how much my labors were lightened by the part you performed in the preparation of the sale.

Respectfully yours,

NORBERT VIGINE.

No. 1.

Statement of amount received for the Orleans Theatre and properties, a portion of the city of Baltimore's share in the estate of John McDonogh, in cash and bills receivable, sold at private sale on 8th February, 1859. Henry Parlange, purchaser.

Cash received from Henry Parlange		$10,500 00
Notes of Henry Parlange, endorsed by Charles Parlange, viz:	Due 8th and 11th February, 1860...	11,130 00
	Due 8th and 11th February, 1861...	11,760 00
	Due 8th and 11th February, 1862...	12,390 00
	Due 8th and 11th February, 1863...	13,020 00
Total		$58,800 00

No. 2.

Statement of amount received from the sales of the city of Baltimore's share in the estate of John McDonogh in cash and bills receivable, for portion of the property sold at auction, March 17, 1859.

PURCHASERS	Cash Received.	Notes due 17 & 20 March, 1860.	Notes due 17 & 20 March, 1861.	Notes due 17 & 20 March, 1862.	Notes due 17 & 20 March, 1863.
J. N. Robert	1,660 00	1,759 60	1,859 20	1,958 80	2,058 40
R. D. Urquhart	1,200 00	1,272 00	1,344 00	1,416 00	1,488 00
J. Salix	800 00	848 00	896 00	944 00	992 00
S. Blesini	2,490 00	879 80	929 60	.....	.....
J. G. Tegder	2,040 00	1,081 20	1,142 40	1,203 60	.....
J. Cazeau	575 00	609 50	644 00	678 50	713 00
Maria Bliss	555 00	588 30	621 60	654 90	688 20
E. Schumfel	3,220 00	3,413 20	3,606 40	3,799 60	3,992 80
A. P. Lefevre	2,240 00	2,374 40	2,508 80	2,643 20	2,777 60
J. A. Schalet	1,720 00	1,823 20	1,926 40	2,029 60	2,132 80
M. Zimmerman	800 00	848 00	896 00	944 00	992 00
F. M. Jacob	350 00	371 00	392 00	413 00	434 00
P. Daugherty	355 00	376 30	397 60	418 90	440 20
H. Valeton		163 24	172 48	181 72	190 96
do.	1,007 00	244 86	258 72	272 58	286 44
do.		659 32	696 64	733 96	771 28
Agnes Boyed	128 00	135 68	143 36	151 04	158 72
Cecelia A. Laurante	128 00	135 68	143 36	151 04	158 72
P. T. C. Picard	184 00	195 04	206 08	217 12	228 16

P. E. Theard	384 00	407 04	430 08	453 12	476 16
F. La Croix	96 00	101 76	107 52	113 28	119 04
D. B. Macartey	1,950 00				
P. Fardat	270 00	286 20	302 40	318 60	334 80
H. St. Ammand	145 00	153 70	162 40	171 10	179 80
M. Elliott	728 00	771 68	815 36	859 04	902 72
E. R. Mayner	170 00	180 20	190 40	200 60	210 80
M. Gernon	150 00	159 00	168 00	177 00	186 00
G. & G. C. Davidson	691 00	732 46	773 92	815 38	856 84
V. G. de L'isle	468 00	496 08	524 16	552 24	580 32
P. Lamarque	430 00	455 80	481 60	507 40	533 20
P. Mercier	740 00	784 40	828 80	873 20	917 60
J. Davidson	4,020 00	4,261 20	4,502 40	4,743 60	4,984 80
M. Schuler	480 00	508 80	537 60	566 40	595 20
T. Borye	680 00	720 80	761 60	802 40	843 20
C. Tuchs	305 00	323 30	341 60	359 90	378 20
S. Saliba	315 00	333 90	352 80	371 70	390 60
Mrs. C. A. Saliba	315 00	333 90	352 80	371 70	390 60
Geo. Schrempp	302 00	320 12	338 24	356 36	374 48
N. A. Baumgarlea	2,010 00	2,130 60	2,251 20	2,371 80	2,492 40
A. Trectas	2,100 00	1,113 00	1,176 00	1,239 00	
Geo. Amat	2,500 00	2,650 00	2,800 00	2,950 00	3,100 00
Geo. Grellier	600 10	646 60	683 20	719 80	756 40
W. Randolph	1,040 00	1,102 40	1,164 80	1,227 20	1,289 60
G. Szymanski	700 00	742 00	784 00	826 00	868 00
G. Grellier	164 00	173 84	183 68	193 52	203 36
Total	$41,215 00	$37,667 10	$39,799 20	$40,951 90	$40,467 40

No. 3.

Statement of amount received from the sales of the city of Baltimore's share in the Estate of John McDonogh in cash and bills receivable for portion of the property sold at auction the 3d of March, '59.

PURCHASERS.	Cash Received.	Notes due 3 & 6 March, 1860.	Notes due 3 & 6 March, 1861.	Notes due 3 & 6 March, 1862.	Notes due 3 & 6 March, 1863.
Massey, Huston & Co	$1,700 00	$1,802 00	$1,904 00	$2,006 00	$2,108 00
Chas. Lanier	610 00	646 60	683 20	719 80	756 40
J. P. & W. Freret	18,900 00	20,034 00	21,168 00	22,302 00	23,436 00
Jas. Rainey and others	3,528 00	3,739 68	3,951 36	4,163 04	4,374 72
Jno. Lasalle	800 00	848 00	896 00	944 00	992 00
Geo. Patterson	1,560 00	1,653 60	1,747 20	1,840 80	1,934 40
J. & P. B. O'Brien	6,300 00	6,678 00	7,056 00	7,434 00	7,812 00
J. S. Aitkens	780 00	826 80	873 60	920 40	967 20
G. Lobrano	1,040 00	1,102 40	1,164 80	1,227 20	1,289 60
Jno. Hennessy	145 00	153 70	162 40	171 10	179 80
Wm. Godfrey	160 00	169 60	179 20	188 80	198 40
Philip Drum	660 00	699 60	739 20	778 80	818 40
J. Reinhard	1,240 00	1,314 40	1,388 80	1,463 20	1,537 60
Patrick Day	420 00	445 20	470 40	495 60	520 80
John Weiss	610 00	646 60	683 20	719 80	756 40
Leonard Kron	740 00	784 40	828 80	873 20	917 60
H. J. Ranney	1,045 00	1,107 70	1,170 40	1,233 10	1,295 80
C. De la Croix	720 00	763 20	806 40	849 60	892 80
M. Sullivan	1,520 00	1,611 20	1,702 40	1,793 60	1,884 80

P. O. Sullivan	760 00	805 60	851 20	896 80	942 40
John M. Farrell	8,744 00	9,268 64	9,793 28	10,317 92	10,842 56
J. W. Rogers	1,300 00	1,378 00	1,456 00	1,534 00	1,612 00
T. R. Brady & Co	2,810 00	2,978 60	3,147 20	3,315 80	3,484 40
E. V. Fassman	812 00	860 72	909 44	958 16	1,006 88
A. Waterston	430 00	455 80	481 60	507 40	533 20
	$57,334 00	$60,774 04	$64,214 08	$67,654 12	$71,094 16

No. 4.

Statement of amount received from the sales of the city of Baltimore's share in the Estate of J. McDonogh in cash and bills receivable for portion of property sold the 28th of March, 1859.

PURCHASERS.	Cash.	Notes due 28 & 31 March, 1860.	Notes due 28 & 31 March, 1861.	Notes due 28 & 31 March, 1862.	Notes due 28 & 31 March, 1863.
J. W. Payne	$959 24	$1,016 79	$1,074 34	$1,131 89	$1,189 44
Chas. Gelbach	80 00	84 80	89 60	94 40	99 20
Wm. Dunbar	400 00	424 00	448 00	472 00	496 00
Joseph Pearce	56 03	59 39	62 75	66 11	69 47
Thomas Lynch	166 00	175 96	185 92	195 88	205 84
Louisa Harvey	144 00	152 64	161 28	169 92	178 56
Wm. Bobb	242 00	256 52	271 04	285 56	300 08
Louisa Harvey	1,369 12	1,451 27	1,533 42	1,615 57	1,697 72
Joseph Giclier	323 00	342 38	361 76	381 14	400 52
J. B. Patriott	150 80	159 85	168 90	177 95	187 00
J. W. Lavillebeuvre	160 00	.....	.....	.....	.....
Victor Benet	495 00	524 70	554 40	584 10	613 80
J. B. Patrick	529 00	560 74	592 48	624 22	655 96
Hy. Kelty	28 00	29 68	31 36	33 04	34 72
Jno. Richardson	64 00	67 84	71 68	75 52	79 36
Theresa Jacobs	32 00	33 92	35 84	37 76	39 68
Nichs Durce	344 00	364 64	385 28	405 92	426 56
Louis Mestier	244 00	258 64	273 28	287 92	302 56
R. K. Walker	146 00	154 76	163 52	172 28	181 04

L. Munier	36 00	38 16	40 32	42 48	44 64
Got Neidhartt	235 00	249 10	263 20	277 30	291 40
J. Linden and others	380 00	402 80	425 60	448 40	471 20
Frank Perret	206 96				
J. T. Carmer	1,307 55	1,386 00	1,464 45	1,542 90	1,621 35
Hu Robinson	200 00	212 00	224 00	236 00	248 00
George Millard	68 00	72 08	76 16	80 24	84 32
L. Decure & E. Lafitte	110 00	116 60	123 20	129 80	136 40
J. B. & E. Drouet	1,150 00				
J. W. Lavillebeuvre	592 00	627 52	663 04	698 56	734 08
Thomas B. Lee	3,150 00	3,339 00	3,528 00	3,717 00	3,906 00
L. Millaudon	1,476 55	1,565 14	1,653 73	1,742 32	1,830 91
E. Houillion	419 90	445 09	470 28	495 47	520 66
	$15,264 15	$14,572 01	$15,396 83	$16,221 65	$17,046 47

No. 5.

Statement of amount received from the sales of the city of Baltimore's share in the estate of J. McDonogh in cash and bills receivable for portion of the property sold at auction the 5th of April, 1859.

PURCHASERS.	Cash.	Notes due 5 & 8 April, 1860.	Notes due 5 & 8 April 1861	Notes due 5 & 8 April, 1862	Notes due 5 & 8 April, 1863.
Jacob Walter	$374 00	$396 44	$418 88	$441 32	$463 76
W. S. Sawyer	245 50	260 23	274 96	289 69	304 42
M. Lombard & Duplessis	204 00	216 24	228 48	240 72	252 96
B. Beck	65 00	68 90	72 80	76 70	80 60
Charles Kallenback	24 00	25 44	26 88	28 32	29 76
J. G. Walter	204 00	216 24	228 48	240 72	252 96
P. Rupprick	216 00	228 96	241 92	254 88	267 84
Pablo Seranculi	117 00	124 02	131 04	138 06	145 08
Nichs Glasser	21 00	22 26	23 52	24 78	26 04
Honore Dast	132 00	139 92	147 84	155 76	163 68
Ignatz Berger	84 00	89 04	94 08	99 12	104 16
M. Lombard	36 00	38 16	40 32	42 48	44 64
Hy. Parker	55 00				
M. Schurb	60 00	63 60	67 20	70 80	74 40
Richard Burtt	125 00	132 50	140 00	147 50	155 00
Wm. Kerner	70 00	74 20	78 40	82 60	86 80
Miss L. E. Taylor	261 06	276 72	292 38	308 04	323 70
L. S. Martin	160 09	169 70	179 31	188 92	198 53
Hu Mitchell	9 60	10 18	10 76	11 34	11 92

E. Lauve (veuve)	3,772 00	.....	.....	.....	.....
R. McCall	383 52	406 53	429 54	452 55	475 56
Fred Wetzman	132 00	139 92	147 84	155 76	163 68
Jno. L. Davis	126 00	133 56	141 12	148 68	156 24
Thomas B. Lee	455 00	482 30	509 60	536 90	564 20
Wm. Randolph	498 00	527 88	557 76	587 64	617. 52
Jno. Andrews	1,085 64	1,150 78	1,215 92	1,281 06	1,346 20
W. P. Wessel	170 95	181 21	191 47	201 73	211 99
P. E. Ricard & mother	225 96	239 52	253 08	266 64	280 20
	$9,312 32	$5,814 45	$6,143 58	$6,472 71	$6,801 84

No. 6.

Statement of amount received from the sales of the city of Baltimore's interest in the Estate of John McDonogh in cash and bills receivable for portion of the property sold at auction on the 28th of April and 2d of May, 1859.

PURCHASERS.	Cash Received.	Notes due 1860.	Notes due 1861.	Notes due 1862.	Notes due 1863.
Dennis Cronan*.....	$10 00	$10 60	$11 20	$11 80	$12 40
P. Robieu*.....	142 50	151 05	159 60	168 15	176 70
D. Mushet.....	108 00	114 48	120 96	127 42	133 92
do.	108 00	114 48	120 96	127 42	133 92
Wm. H. Holmes.....	63 00	66 78	70 56	74 34	78 12
G. W. & U. Sadler.....	16 40	17 38	18 38	19 36	20 35
Jas. Parker.....	38 00	40 28	42 56	44 84	47 12
J. B. Patrick.....	89 60	94 98	100 35	105 73	111 10
B. F. & J. Lotspeich.....		20 99	22 17	23 36	24 55
" "		20 99	22 17	23 36	24 55
" "		20 35	21 50	22 66	23 80
" "		20 35	21 50	22 66	23 80
" "	198 90	20 35	21 50	22 66	23 80
" "		20 35	21 50	22 66	23 80
" "		15 26	16 13	16 99	17 85
" "		11 45	12 10	12 74	13 39
" "		22 15	23 41	24 66	25 91
" "		38 58	40 77	42 95	45 13

Patrick Coyle	175 50	186 03	196 56	207 09	217 62
James McNally	27 00	28 62	30 24	31 86	33 48
M. E. Stack	72 00	76 32	80 64	84 96	89 28
C. J. Wheeler	18 80	19 93	21 04	22 16	23 29
" "	135 00	143 10	151 20	159 30	167 40
" "	19 80	20 99	22 17	23 36	24 55
" "	19 50	20 67	21 84	23 01	24 18
Gerald Farrell	81 00	85 86	90 72	95 58	100 44
" "	54 00	57 24	60 48	63 72	66 96
Jno. Henderson & Jas. Hagan	156 00	165 36	174 74	184 08	193 44
Jno. M. Farrell	225 00	238 50	252 00	265 50	279 00
Chas. Leday & Jno. Steib	34 40	36 46	38 53	40 59	42 66
J. B. Fitch	408 00	432 48	456 96	481 44	505 92
Geo. Mensmun	180 00	190 80	201 60	212 40	223 20
Jno. Farrell	54 00	57 24	60 48	63 72	66 96
Jno. Richardson	117 00	124 02	131 04	138 06	145 08
M. A. Purcell	23 40	24 80	26 20	27 61	29 02
Jas. Coyle	199 40	211 36	223 33	235 29	247 25
Mrs. R. B. Shepherd	225 00	238 50	252 00	265 50	279 00
" "	19 80	20 99	22 17	23 36	24 54
" "	19 50	20 67	21 84	23 01	24 18
" "	34 50	36 57	38 64	40 71	42 78
" "	39 00	41 34	43 68	46 02	48 36
J. & W. Ellis		85 86	90 72	95 58	100 44
" "		54 38	57 46	60 53	63 62
" "	303 90	31 69	33 49	35 28	37 07
" "		17 80	18 81	19 84	20 84
" "		13 35	14 11	14 87	15 62

No. 6.— Continued.

PURCHASERS.	Cash Received.	Notes due 1860.	Notes due 1861.	Notes due 1862.	Notes due 1863.
J. & W. Ellis.....		$26 71	$28 22	$29 73	$31 23
" "		26 71	28 22	29 73	31 23
" "		26 71	28 22	29 73	31 23
" "		26 71	28 22	29 73	31 23
" "		12 19	12 88	13 57	14 26
Rev. C. De la Croix.....	448 00	474 88	501 76	528 64	555 52
A. J. Quirk, two notes.....	166 50	176 49	186 48	196 47	206 46
P. Kaiser.....	44 70	47 38	50 06	52 74	55 42
	$4,075 10	$4,319 56	$4,564 07	$4,808 53	$5,052 97

*The notes of D. Cronan and P. Robieu are due 28th of April and 1st of May, 1860, '61, '62, '63. The residue of the notes in this statement, are due 2d and 5th of May. 1860, 1861, 1862, 1863.

No. 7.

Statement of amount received from the sales of the city of Baltimore's share in the estate of J. McDonogh in cash and bills receivable for portion of the property sold at auction on 28th April and 2d May, '59.

PURCHASERS.	Cash Received.	Notes due 1860.	Notes due 1861.	Notes due 1862.	Notes due 1863.
P. Avegno, Jr*	$63 00	66 78	70 56	74 34	78 12
Alexander McKee	16 00	16 96	17 92	18 88	19 84
" "	31 20	33 07	34 94	36 82	38 69
" "	16 00	16 96	17 92	18 88	19 84
" "	16 00	16 96	17 92	18 88	19 84
" "	36 00	38 16	40 32	42 48	44 64
" "	16 00	16 96	17 92	18 88	19 84
Jno. H. Campman	23 40	24 80	26 20	27 61	29 00
Paul Cox	28 80	30 53	32 25	33 98	35 70
James Cox	25 20	26 71	28 22	29 73	31 25
Daniel Cox	28 80	30 53	32 25	33 98	35 70
Geo. Hillman	54 00	57 24	60 48	63 72	66 96
James Keating	143 00	151 58	160 16	168 74	177 32
Jno. Neville	143 00	151 58	160 16	168 74	177 32
Andrew Walker	81 00	85 86	90 72	95 58	100 44
Stephen Boullinet	25 20	26 71	28 22	29 74	31 25
Jno. C. Norton	63 00	66 78	70 56	74 34	78 12
Chase & Lay	112 50	119 25	126 00	132 75	139 50
"	112 50	119 25	126 00	132 75	139 50

No. 7.—Continued.

PURCHASERS.	Cash Received.	Notes due 1860.	Notes due 1861.	Notes due 1862.	Notes due 1863.
Chase & Lay.....	84 00	89 04	94 08	99 12	104 16
"	84 00	89 04	94 08	99 12	104 16
"	91 00	96 46	101 92	107 38	112 84
"	78 00	82 68	87 36	92 04	96 72
J. W. McCulloh.....	30 00	.....	.....	.....	.....
M. Perilloux.....	1,100 00	.....	.....	.....	.....
	$2,501 60	$1,453 89	$1,536 16	$1,618 48	$1,700 75

*Due 28th of April and 1st of May, 1860, 1861, 1862, 1863,—all the residue due the 2d and 5th of May, 1860, 1861, 1862, and 1863, respectively.

RECAPITULATION OF SALES.

No. 1.

Recapitulation of sale of Orleans Theatre.

Cash	$10,500
Bills receivable	48,300
Total	$58,800

No. 2.

Recapitulation of sale of March 17, 1859.

Cash	$41,215 00
Bills receivable, viz:	
Due 17th and 20th of March, 1860	$37,667 10
Due 17th and 20th of March, 1861	39,799 20
Due 17th and 20th of March, 1862	40,951 90
Due 17th and 20th of March, 1863	40,467 40
Total	$200,100 60

No. 3.

Recapitulation of sale of March 3d, 1859.

Cash	$57,334 00
Bills receivable, viz:	
Due 3d and 6th of March, 1860	60,774 04
Due 3d and 6th of March, 1861	64,214 08
Due 3d and 6th of March, 1862	67,654 12
Due 3d and 6th of March, 1863	71,094 16
Total	$321,070 40

No. 4.

Recapitulation of sale of 28th of March, 1859.

Cash		$15,264 15
Bills receivable, viz:		
Due 28th and 31st of March, 1860	14,572 01	
Due 28th and 31st of March, 1861	15,396 83	
Due 28th and 31st of March, 1862	16,221 65	
Due 28th and 31st of March, 1863	17,046 47	
Total		$78,501 11

No. 5.

Recapitulation of sale of April 5th, 1859.

Cash		$9,312 32
Bills receivable, viz:		
Due 5th and 8th of April, 1860	5,814 45	
Due 5th and 8th of April, 1861	6,143 58	
Due 5th and 8th of April, 1862	6,472 71	
Due 5th and 8th of April, 1863	6,801 84	
Total		$34,544 90

No. 6.

Recapitulation of sale of 28th of April and 2d of May, 1859.

Cash		$4,075 10
Bills receivable, viz:		
Due 1st and 5th of May, 1860	4,319 56	
Due 1st and 5th of May, 1861	4,564 07	
Due 1st and 5th of May, 1862	4,808 53	
Due 1st and 5th of May, 1863	5,052 97	
Total		$22,820 23

No. 7.

Recapitulation of sale 28th of April and 2d of May, 1859

Cash	$2,501 60
Bills receivable, viz:	
Due 1st and 5th of May, 1860	1,453 89
Due 1st and 5th of May, 1861	1,536 16
Due 1st and 5th of May, 1862	1,618 48
Due 1st and 5th of May, 1863	1,700 75
Total	$8,810 88

DR. GENERAL ACCOUNT H.—*The city of Baltimore in the sale current with B. Mayer, W. S. Peterkin*

Vouch's.		
	To cash paid sundry disbursements as follows:	
1	Charles Pillman, repairs, &c. to road and levees in Jefferson parish	894 50
2	Dubois & Mitchel, wagon hire on business of the property	4 00
3	James Lindsay, carpenter repairs	190 00
4	" " "	158 00
5	Pasteur for putting up fence	14 20
6	J. D. Knox, correcting assessment roll	100 00
7	Post office box rent	4 00
8	Linden & Co., making levee	72 00
9	James Lindsay, carpenter repairs	173 00
10	Corsen & Armstrong, stationery	12 15
11	Louis Bush, attorney for legal services, authorized by act of Council	150 00
12	L. Bringier, for plat of property	5 00
13	J. M. Serpas, taxes, parish St. Bernard	29 16
14	C. A. De Armas, for sundry plans and drawings of property, first series—per contract	1,600 00
15	Office rent, one month paid F. W. Smyth	18 00
16	James W. White, of New Orleans, Finance Committee for taxes due city of New Orleans on Baltimore's share of property before and since division, viz: from 1853 to 1858, inclusive	64,463 86
17	Parish taxes in Livingston	316 13
18	Benjamin, Bradford & Finney, counsel for F. Pena, balance of judgment rendered in his favor	43,600 00
19	Geo. L. Bright, city attorney for judgment rendered for cost of shelling streets, &c.	3,183 79
20	C. Pillman expenses on business, connected with country property	23 50
21	W. J. McCulloh, surveys of country prop.	400 00
22	G. Leroy, lumber for repairs of houses	7 75
23	State taxes for 1858 in first district of New Orleans	603 50
24	Charles A. De Armas, second series of surveys, drawings, &c., for auction sales	950 00
25	State taxes for 1858 on property in second district of New Orleans	802 20
	Amount carried forward.	$116,974 74

and liquidation of the Estate of J. McDonogh, in account and T. L. Emory, Agents. CR.

By amount received in cash and bills receivable for sales of property per exhibits, marked 1 to 7 inclusive, viz :		
No. 1	58,800 00	
Less agents' commissions under ordinance of City Council of Baltimore, four per cent	2,352 00	56,448 00
No. 2	200,100 60	
Less agents' commissions	8,004 02	192,096 58
No. 3	321,070 40	
Less agents' commissions	12,842 82	308,227 58
No. 4	78,501 11	
Less agents' commissions	3,140 04	75,361 07

Amount carried forward. $632,133 23

DR. GENERAL ACCOUNT H.—*Continued.*

Vouch's.			
	Amount brought forward		$116,974 74
26	L. H. Pilie, half cost of plan of undivided property		$500 00
27	Christ'n Roselius, counsel for Baltimore in the various suits, and in partition suit	8,000 00	
	A. Eustis, executor of George Eustis, deceased, asso. counsel	8,000 00	
			16,000 00
28	State taxes in third district of New Orleans		263 95
29	G. De Feriet, commissions for sale of Orleans Theatre, per special agreement		2,500 00
30	H. B. Cenas, notarial copies of acts of sale, first district		54 00
31	Gottschalk & Magner, for the second and third districts		138 00
32	Edward Barnett, for same in McDonoghville, &c		309 00
33	Thomas Wilcox, repairing property		7 00
34	Corson & Armstrong, stationery		1 50
35	J. Manouvrier, sundry lithograph plans of country property		220 00
36	J. Schwitzer, repairing dwelling		38 40
37	H. B. Cenas, costs of releasing liens against property and for act of deposit of Baltimore agents		102 50
38	L. Allibert, repairs to Theatre		150 00
39	Gottschalk & Magner, costs of releasing liens, &c., against property		41 00
40	Corson & Armstrong, stationery		21 25
41	H. B. Cenas, copy of sale of property		5 00
42	W. W. Handlin, attorney for collection of back taxes, Baltimore's half of taxes on property before division		372 19
43	J. B. Walton, assisting in preparation of sale of Livandais property		93 50
	N. Vignie, auctioneer for advertising, commissions, and state duty, &c., on sales of various property, viz:		
44	Bill 3d of March		4,839 76
45	" 17 of "		3,211 88
46	" 28 of "		1,772 42
47	" 5 of April		1,412 92
	Amount carried forward		$149,029 01

GENERAL ACCOUNT H.—*Continued.* CR.

Amount brought forward		$632,133 23
No. 5	34,544 90	
Less agents' commissions	1,381 80	
		33,163 10
No. 6	22,820 23	
Less agents' commissions	912 80	
		21,907 43
No. 7	8,810 88	
Less agents' commissions	352 44	
		8,458 44
By amount received for one-half share of the Allard Park, and other property expropriated by the city of New Orleans for her own use, Baltimore's one-half	34,066 94	
Less agents' commissions	1,362 68	
		32,704 26
Amount carried forward.		$728,366 46

DR. GENRRAL ACCOUNT H.—*Continued.*

Vouchrs.			
	Amount brought forward		$149,029 01
48	Bill 28 of April		48 97
49	" 28 of "		29 54
50	" 2 of May		22 50
51	" 2 of May		946 29
52	" 6 of "		42 73
53	Maryland Colonization Society paid balance of legacy under John McDonogh's will.		
	In cash	22,624 04	
	In notes receivable, amount and less discount	19,940 00	
			42,564 04
54	Society for the relief of Destitute Orphan Boys of New Orleans, paid balance of legacy under John McDonogh's will.		
	In cash	23,074 24	
	Bills receivable, amt. and less dis.	19,814 79	
			42,889 03
55	Bonford, Singleton & Slack, counsellors for legal services in suit brought by D'Aquin and others		300 00
	Salaries to Baltimore agents in the administration of the joint estate of J. McDonogh from 31st of May, 1858, date of last settlement to 30th of April, 1859. 11 months.		
	Brantz Mayer	this amount	2,291 67
	Wm. S. Peterkin	" "	2,291 67
	Thos. L. Emory	" "	2,291 67
	Interest for discount on sundry notes amounting to $79,412.03, running from one to four years, discounted to meet judgments for legacies to the Colonization Society, and Society for relief of Orphan Boys, &c		6,414 84
	John A. Thompson, Esq., Register of Baltimore, remitted him under act of Council for Mrs. Hammett's heirs		3,000 00
	Sundry incidental expenses in small sums incurred at various times for acct. of estate		19 20
	Balance of assetts on hand, viz: bills receivable in Citizens Bank, per memorandum herewith marked appendix H	505,033 92	
	Cash in Citizens Bank	1,435 09	
			506,469 01
	Total		$758,651 17

GENERAL ACCOUNT H.—*Continued.* CR.

Amount brought forward		$728,366 46
By rent of property collected by agents up to time of sale and since the last joint administration account was rendered		24,371 66
By cash received from Orleans Insurance Company, for a small frame building in Orleans street destroyed by fire		500 00
By insurance premiums from various purchasers of property, for unexpired time under our polices at period of purchase		138 55
By cash collected through Bouny & Theard, Notaries, for payments on sales, since first statements were rendered	4,947 60	
Less agents' commissions	197 90	
		4,749 50
By commission returned to Baltimore Agents on sale of Theatre by G. De Feriet, for services rendered by them in preparation for sundry sales, which we rendered in account, subject to after adjustment.		525 00
Total		$758,651 17

E. & O. E.

NEW ORLEANS, May 30, 1859.

BRANTZ MAYER,
WM. S. PETERKIN,
THOS. L. EMORY.
Agents of Baltimore in the McDonogh Estate.

APPENDIX H.—*Statement of Bills Receivable Assets of the city of Baltimore referred to in account H.*

Bills receivable to the credit of the Agents of Baltimore, deposited in Citizens' Bank of Louisiana, per bank book No. 1	$449,251 40	
No. 2	88,469 54	
No. 3	25,054 41	
		$562,775 35
Less the following notes withdrawn and discounted to meet, in part, legacies to Colonization Society of Maryland and Society for Relief of Destitute Orphan Boys; marked in bank books as "returned."		
Geo. Patterson	1,653 60	
J. & P. B. O'Brien	6,678 00	
P. Drum	699 60	
E. V. Fassman	860 72	
R. D. Urquhart	1,272 00	
J. N. Robert	1,759 60	
J. U. Payne	1,016 79	
Wm. Dunbar	424 00	
L. Millaudon	1,565 14	
J. W. Lavillebeuvre	627 52	
Thomas B. Lee	3,339 00	
H. J. Ranney	1,107 70	
Freret Brothers	20,034 00	
G. Lobrano	1,102 00	
T. R. Brady & Co	2,978 60	
Massey, Huston & Co	1,802 00	
Jas. Rainey and others	3,739 68	
A. Freitas	1,113 00	
S. Blesini	879 80	
J. G. Tegder	1,081 20	
A. P. Lefevre	2,374 40	
John Andrews	1,150 78	
Thos. B. Lee	482 30	
		57,741 43
Bills receivable in bank		$505,033 92

NEW ORLEANS, May 30, 1859.

BBANTZ MAYER,
WM. S. PETERKIN.
THOS. L. EMORY.
Agents for the city of Baltimore.

DR. *Supplement to General Account H. City of Baltimore with the*

To cash paid Thomas L. Emory an agent for Baltimore as a contingent fund against any bills which may possibly be still unliquidated, as per voucher No. 1		$500 00
To cash paid Hon. C. Roselius for old arrears of taxes on property, paid to save damages. No. 2		194 70
To cash paid C. Roselius for professional services rendered, and his contingent fee in the case of city of New Orleans against city of Baltimore. Voucher No. 3.		
In cash	$550 81	
Bills receivable, viz:		
Hy. Valentine's note $659 32		
P. E. Theard's note 407 04		
V. Gaschet de l'Isle's note 496 08		
	1,562 44	2,113 25
To assets in hand—bills receivable in Citizens' Bank	503,471 48	
Cash in "	189 58	
		503,661 06
		$506,469 01

E. & O. E

Agents for the sale and liquidation of Estate of J. McDonogh. Cr.

By balance of assets in cash and bills receivable per account H, dated May 30, 1859.....	$506,469 01
	$506,469 01

New Orleans, June 3d, 1859.

WM. S. PETERKIN.
THOS. L. EMORY.

Baltimore, June 12th, 1859.

BRANTZ MAYER.
Agents of the city of Baltimore.

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OF THE

M'DONOGH INSTITUTE AND EDUCATIONAL FUND.

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" 3—GEORGE W. CORNER.
" 4—THOMAS KELSO.
" 5—JOB SMITH.
" 6—ANDREW HARTMAN, M.D.
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" 17—WILLIAM ARMSTRONG.
" 18—EPHRAIM LARRABEE.
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ERRATA.

In the titling of the thirty-four first pages the word "FINAL" was erroneously inserted by the printer.

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